UNITED STATES DISTRICT COURT DISTRICT OF NEVADA

* * *

UNITED STATES OF AMERICA, Plaintiff, vs. CLIVEN D. BUNDY, PETER T. SANTILLI, JR., MELVIN D. BUNDY, DAVID H. BUNDY, GERALD A. DELEMUS, ERIC J. PARKER, O. SCOTT DREXLER, RICHARD R. LOVELIEN, STEVEN A. STEWART, TODD C. ENGEL, GREGORY P. BURLESON, JOSEPH D. O'SHAUGHNESSY, MICAH L. MCGUIRE, and JASON D. WOODS,	CHIEF JUDGE GLORIA M. NAVARRO'S ORDER REGARDING TRIAL 2:16-cr-00046-GMN-PAL-1, 5, 6, 7, 10, 11, 12, 13, 14, 15, 16, 17, 18 and 19 10) 11) 12) 12) 13) 14) 15) 16) 17) 18) 18) 19) 19) 19) 10) 11) 12)
Defendants.))

- 1. Attached hereto is a list of the civil and criminal cases that are presently scheduled for the stacked trial calendar before the Honorable Gloria M. Navarro, Chief U.S. District Judge, at Las Vegas, Nevada, commencing on Monday, May 2, 2016 at 8:30 a.m. in Courtroom 7D.
- 2. Counsel for all parties and all pro se parties shall appear in Courtroom 7D on Monday, April 25, 2016 at 9:00 a.m. for Calendar Call. Unless a party in a civil case is appearing pro se, the individual parties will not be required to appear for Calendar Call, unless the Court directs otherwise. Defendants in criminal cases will be required to appear for Calendar Call, unless the Court directs otherwise.
- 3. Counsel or their clients will be excused from Calendar Call if settlement papers have been filed in a civil case or a defendant's plea of guilty or nolo contendere has been accepted in a criminal case prior to the date scheduled for Calendar Call.

- 4. At the Calendar Call, all cases that remain to be tried will be ranked in order of trial. Thereafter, the Court will not grant a continuance to any party absent a showing of good cause. Unless the Court otherwise directs, the cases will be tried one after the other on TWENTY-FOUR (24) HOURS' notice from the clerk.

 CHANGE OF PLEA HEARINGS. Hearings for the purpose of change of plea in criminal cases will follow

 Calendar Call unless otherwise set. It shall be the joint responsibility of counsel for Plaintiff United States and for Defendant to ensure that a copy of the plea agreement is emailed to the Courtroom Administrator at

 Aaron_Blazevich@nvd.uscourts.gov and a copy emailed to chambers at GMN_Chambers@nvd.uscourts.gov, not later than 12:00 p.m. on THURSDAY, April 21, 2016. It shall further be the responsibility of counsel for Plaintiff United States to ensure that any necessary produce orders are timely delivered to the United States

 Marshal to ensure the presence of all defendants who are in custody for change of plea, and to ensure proper notification for the attendance of any court interpreter who may be required for the particular case.
- 5. <u>PRETRIAL CONFERENCE</u>. At the request of any party, or at the direction of the Court, a Pretrial Conference may be scheduled for any case. Requests by the parties should be made to the Courtroom Administrator by no later than two (2) weeks before Calendar Call.
- 6. <u>WITNESSES</u>. Counsel, and any parties appearing pro se, shall immediately subpoena all witnesses for the time and trial date as listed above. Inasmuch as the cases will be tried in a trailing fashion, the subpoenas should contain a special instruction from counsel directing witnesses to contact the office of counsel for further instructions prior to appearing for trial. Witnesses are not required to be present at the Calendar Call.
- 7. On or before THURSDAY, April 21, 2016, and to the extent they haven't already done so in accordance with the Court's Joint Pretrial Order, or other order, COUNSEL FOR ALL PARTIES, AND ANY PARTY APPEARING PRO SE, SHALL COMPLY WITH THE FOLLOWING:
- a. <u>STIPULATIONS FOR CONTINUANCE OF TRIAL DATE</u>. Shall file with the Clerk of Court all stipulations for continuance of trial date. Stipulations shall conform with the requirements of LR 6-1 and LR 7-1, or LCR 45-1 and LCR 45-4, as appropriate.
- b. <u>MOTIONS IN LIMINE</u>. In criminal cases, shall file the original of all motions in limine with the Clerk of Court. Response(s) shall be due **not later than 4:00 p.m. on the Tuesday following Calendar**Call. If, as a result of a Monday holiday, Calendar Call is held on a Tuesday, then Response(s) shall be due not

later than 4:00 p.m. on Wednesday. Replies will be allowed only with leave of the Court. In civil cases, shall file the original of all motions in limine and oppositions thereto with the Clerk of Court as prescribed in Local Rule 16-3.

- c. **STATEMENT OF THE CASE**. Shall file with the Clerk of Court a brief statement of the case, no longer than one-half page, stating the nature of the claims and defenses, to be read to prospective jurors at the time of jury selection. In a criminal case, a copy of the Indictment, <u>indicating which portions should</u> be read to the jury, will satisfy this requirement.
- d. <u>SUGGESTED VOIR DIRE QUESTIONS</u>: Shall file with the Clerk of Court all suggested voir dire questions to be asked of the jury panel by the Court.
- e. <u>WITNESS LISTS</u>. Shall file with the Clerk of Court the original list of witnesses expected to be called on behalf of each party for use by the Court during jury selection.
- f. <u>EXHIBIT LISTS</u>. Shall file with the Clerk of Court the original complete exhibit list of all exhibits intended to be used during the trial. At the same time, each party shall serve upon all other parties a copy of the same. The exhibits are to be listed on a form provided by the Clerk's Office, or obtained from the Court's website www.nvd.uscourts.gov and may be computer-generated, if they conform to the requirements of the form that is provided by the clerk.
- g. MARKING EXHIBITS. Shall meet, confer, pre-mark and exchange all trial exhibits. Plaintiffs shall use numerals 1 through 500 and Defendants shall use numerals 501 through 1,000. Exhibits that are on the same subject matter may be marked as a series, that is, Plaintiffs 1-A, 1-B, etc. and Defendants 501-A, 501-B, etc. Counsel shall notify the Courtroom Administrator that the exhibits have been pre-marked.
- h. **EXHIBIT BINDERS**. If a party's total documentary exhibits exceed 15 pages, the party's exhibits are to be placed in a 3-ring binder with numbered dividers. The binder shall be clearly marked on the front and side with the case caption and number and the sequence of exhibits. At the commencement of trial, counsel shall provide the Courtroom Administrator with the binder containing the original exhibits and a courtesy set for the trial judge. The exhibits shall remain in the custody of the clerk, unless otherwise ordered.
- i. <u>JURY INSTRUCTIONS</u>. Shall jointly file with the Clerk of Court one (1) original set of agreed upon jury instructions and proposed verdict forms. A copy of the agreed upon jury instructions and verdict

forms shall also be submitted in Microsoft Word format to chambers by email to

GMN_Chambers@nvd.uscourts.gov. The parties shall submit additional proposed jury instructions and verdict forms in Word format to chambers by email at the same email address. The latter must include the authority and argument for each instruction. Any modifications of instructions from statutory authority, the Ninth Circuit Manual of Model Jury Instructions, or any other model instructions, must specifically state the modification made to the original source and the authority and argument supporting the modification.

- CONCLUSIONS OF LAW. Shall file with the Clerk of Court a Trial Brief in all civil cases. Additionally, in all civil cases to be tried before the Court sitting without a jury, the parties shall file proposed Findings of Fact and Conclusions of Law. The proposed Findings and Conclusions shall also be submitted to chambers by email to GMN_Chambers@nvd.uscourts.gov in Microsoft Word format.
- k. <u>CRIMINAL CASES: TRIAL BRIEFS</u>. The Government counsel shall submit a copy of the Government's trial brief (marked confidential) to the Courtroom Administrator for submission to the trial judge. The original of the Government's trial brief shall be filed in open Court and a copy served upon defense counsel on the date of trial prior to trial commencement. Defense counsel may file a trial brief. If defense counsel elects to file a trial brief, the same shall be filed and served upon Government counsel prior to the defense commencing its side of the case.
- 8. <u>TRIAL SCHEDULE</u>. Trial will generally begin at 9:00 a.m. and end at 5:00 p.m. Monday through Friday. However, parties should plan to be available between 8:00 a.m. and 9:00 a.m. each day of trial to address matters outside the presence of the jury. This standard trial schedule may be modified for good cause, however requests should be submitted at Calendar Call or before the written trial schedule is issued to jurors.
- 9. <u>USE OF EVIDENCE DISPLAY EQUIPMENT</u>. Counsel wishing to use the Court's evidence display equipment should contact the Courtroom Administrator during the week before trial for training or instruction and availability for use at trial.
- 10. <u>EXPEDITED OR DAILY TRANSCRIPTS</u>. Any party that will require expedited or daily transcripts shall notify the *Electronic Court Recorder Operator (ECRO)*, at 702-464-5434, immediately upon receipt of this order.

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The ECRO will provide instructions with respect to expedited or daily transcripts. Failure to timely notify the

ECRO may result in an inability to provide expedited or daily transcripts.

11. <u>SANCTIONS</u>. As provided for under the Local Rules of Practice of this Court, the Court will consider

the imposition of sanctions against any attorney or party appearing pro se who (1) fails to timely comply with the

provisions of this Order including, but not limited to, the failure to appear for Calendar Call without having been

excused by the Court or the clerk with the permission of the Court; or (2) fails to timely comply with any other

order that schedules deadlines for trial preparation.

12. TRIAL JUDGE. Although the cases listed on the attached trial calendar are assigned to the undersigned,

the cases may proceed to trial before another Nevada district judge or a visiting district judge.

13. CONSENT TO TRIAL BEFORE A MAGISTRATE JUDGE. All parties in civil actions are reminded of

their right, subject to the approval of the undersigned, to consent to trial before a United States Magistrate Judge

pursuant to Title 28, United States Code, Section 636(c)(2). The right to proceed before a magistrate judge in a

civil case includes those cases which will be tried before a jury as well as those cases to be tried before the Court

sitting without a jury. Any appeal from a judgment resulting in a trial before a magistrate judge shall be taken

directly to the United States Court of Appeals.

14. CONTACT PERSON. All questions and information regarding the trial calendar are to be directed to

AARON BLAZEVICH, Courtroom Administrator, at *Aaron_Blazevich@nvd.uscourts.gov* or (702) 464-5421.

15. The date of the Clerk's file mark shall constitute the date of this Order.

IT IS SO ORDERED.

/S/

GLORIA M. NAVARRO, CHIEF JUDGE UNITED STATES DISTRICT COURT

- 5 -

MONDAY, MAY 2, 2016

PRESENT:

THE HONORABLE GLORIA M. NAVARRO, U.S. DISTRICT CHIEF JUDGE

Aaron Blazevich Araceli Bareng
Courtroom Administrator Law Clerk(s) Reporter/Recorder

8:30 A.M.

2:13-cv-00560-GMN-CWH TRINA ROADHOUSE

V.

JURY TRIAL PATENAUDE & FELIX, APC

COUNSEL FOR PLAINTIFF(s): COUNSEL FOR DEFENDANT(s):

Craig Friedberg, Esq. Martin Kravitz, Esq.

Gina Mushmeche, Esq.

MONDAY, MAY 2, 2016

PRESENT:

THE HONORABLE GLORIA M. NAVARRO, U.S. DISTRICT CHIEF JUDGE

Aaron Blazevich Araceli Bareng
Courtroom Administrator Law Clerk(s) Reporter/Recorder

8:30 A.M.

2:15-cr-00041-GMN-NJK UNITED STATES OF AMERICA

V.

JURY TRIAL MICAH JOEL AHKEEM IVERSON

KELLY (1) (In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Amber Craig, AUSA Paul Riddle, Esq.
Brandon Jaroch, AUSA Brian Pugh, AFPD

MONDAY, MAY 2, 2016

PRESENT:

THE HONORABLE GLORIA M. NAVARRO, U.S. DISTRICT CHIEF JUDGE

Aaron Blazevich Araceli Bareng
Courtroom Administrator Law Clerk(s) Reporter/Recorder

8:30 A.M.

2:15-cr-00091-GMN-NJK UNITED STATES OF AMERICA

v.

JURY TRIAL PAUL SCOTT NELSON (1)

(In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Phillip Smith, AUSA Terrence Jackson, CJA

MONDAY, MAY 2, 2016

PRESENT:

THE HONORABLE GLORIA M. NAVARRO, U.S. DISTRICT CHIEF JUDGE

Aaron Blazevich Araceli Bareng
Courtroom Administrator Law Clerk(s) Reporter/Recorder

8:30 A.M.

2:15-cr-00239-GMN-VCF UNITED STATES OF AMERICA

V.

JURY TRIAL MARCELINO VAZQUEZ-FLORES (1)

(In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Brandon Jaroch, AUSA Paul Riddle, Esq.

MONDAY, MAY 2, 2016

PRESENT:

THE HONORABLE GLORIA M. NAVARRO, U.S. DISTRICT CHIEF JUDGE

Aaron Blazevich Araceli Bareng
Courtroom Administrator Law Clerk(s) Reporter/Recorder

8:30 A.M.

2:15-cr-00346-GMN-NJK UNITED STATES OF AMERICA

V.

JURY TRIAL ANTOINE MOUTON (1)

(In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Kathryn Newman, AUSA Brenda Weksler, Esq.

MONDAY, MAY 2, 2016

PRESENT:

THE HONORABLE GLORIA M. NAVARRO, U.S. DISTRICT CHIEF JUDGE

Aaron Blazevich Araceli Bareng
Courtroom Administrator Law Clerk(s) Reporter/Recorder

8:30 A.M.

2:15-cr-00348-GMN-NJK UNITED STATES OF AMERICA

v.

JURY TRIAL RICARDO DAVALOS-CASTILLO (1)

(In Custody)
INTERPRETER

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Robert Bork, AUSA Rachel Korenblat, AFPD

MONDAY, MAY 2, 2016

PRESENT:

THE HONORABLE GLORIA M. NAVARRO, U.S. DISTRICT CHIEF JUDGE

Aaron Blazevich Araceli Bareng
Courtroom Administrator Law Clerk(s) Reporter/Recorder

8:30 A.M.

2:16-cr-00046-GMN-PAL UNITED STATES OF AMERICA

V.

JURY TRIAL CLIVEN D. BUNDY (1)

(In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Steven Myhre, AUSA Joel Hansen, Esq.

Nicholas Dickinson, AUSA

Nadia Ahmed, AUSA Erin Creegan, AUSA

JURY TRIAL PETER T. SANTILLI (5)

(On Writ)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Steven Myhre, AUSA Joshua Tomsheck, CJA

Nicholas Dickinson, AUSA

Nadia Ahmed, AUSA

MONDAY, MAY 2, 2016

PRESENT:

THE HONORABLE GLORIA M. NAVARRO, U.S. DISTRICT CHIEF JUDGE

Aaron Blazevich Araceli Bareng
Courtroom Administrator Law Clerk(s) Reporter/Recorder

8:30 A.M.

JURY TRIAL MELVIN D. BUNDY (6)

(In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Steven Myhre, AUSA Lucas Gaffney, CJA

Nicholas Dickinson, AUSA

Nadia Ahmed, AUSA Erin Creegan, AUSA

JURY TRIAL DAVID H. BUNDY (7)

(In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Steven Myhre, AUSA Benjamin Durham, CJA

Nicholas Dickinson, AUSA

Nadia Ahmed, AUSA

MONDAY, MAY 2, 2016

PRESENT:

THE HONORABLE GLORIA M. NAVARRO, U.S. DISTRICT CHIEF JUDGE

Aaron Blazevich Araceli Bareng
Courtroom Administrator Law Clerk(s) Reporter/Recorder

8:30 A.M.

JURY TRIAL GERALD A. DELEMUS (10)

(In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Steven Myhre, AUSA Brian Smith, CJA

Nicholas Dickinson, AUSA

Nadia Ahmed, AUSA Erin Creegan, AUSA

JURY TRIAL ERIC J. PARKER (11)

(In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Steven Myhre, AUSA Jess Marchese, CJA

Nicholas Dickinson, AUSA

Nadia Ahmed, AUSA Erin Creegan, AUSA

MONDAY, MAY 2, 2016

PRESENT:

THE HONORABLE GLORIA M. NAVARRO, U.S. DISTRICT CHIEF JUDGE

Aaron Blazevich Araceli Bareng
Courtroom Administrator Law Clerk(s) Reporter/Recorder

8:30 A.M.

JURY TRIAL O. SCOTT DREXLER (12)

(In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Steven Myhre, AUSA Craig Drummond, CJA

Nicholas Dickinson, AUSA

Nadia Ahmed, AUSA Erin Creegan, AUSA

JURY TRIAL RICHARD R. LOVELIEN (13)

(In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Steven Myhre, AUSA Shawn Perez, CJA

Nicholas Dickinson, AUSA

Nadia Ahmed, AUSA Erin Creegan, AUSA

MONDAY, MAY 2, 2016

PRESENT:

THE HONORABLE GLORIA M. NAVARRO, U.S. DISTRICT CHIEF JUDGE

Aaron Blazevich Araceli Bareng
Courtroom Administrator Law Clerk(s) Reporter/Recorder

8:30 A.M.

JURY TRIAL STEVEN A. STEWART (14)

(In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Steven Myhre, AUSA Richard Tanasi, CJA

Nicholas Dickinson, AUSA

Nadia Ahmed, AUSA Erin Creegan, AUSA

JURY TRIAL TODD C. ENGEL (15)

(In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Steven Myhre, AUSA Julian Gregory, CJA

Nicholas Dickinson, AUSA

Nadia Ahmed, AUSA

MONDAY, MAY 2, 2016

PRESENT:

THE HONORABLE GLORIA M. NAVARRO, U.S. DISTRICT CHIEF JUDGE

Aaron Blazevich Araceli Bareng
Courtroom Administrator Law Clerk(s) Reporter/Recorder

8:30 A.M.

JURY TRIAL GREGORY P. BURLESON (16)

(In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Steven Myhre, AUSA Terrence Jackson, CJA

Nicholas Dickinson, AUSA

Nadia Ahmed, AUSA Erin Creegan, AUSA

JURY TRIAL JOSEPH D. O'SHAUGHNESSY (17)

(In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Steven Myhre, AUSA Andrea Luem, CJA

Nicholas Dickinson, AUSA

Nadia Ahmed, AUSA

MONDAY, MAY 2, 2016

PRESENT:

THE HONORABLE GLORIA M. NAVARRO, U.S. DISTRICT CHIEF JUDGE

Aaron Blazevich Araceli Bareng
Courtroom Administrator Law Clerk(s) Reporter/Recorder

8:30 A.M.

JURY TRIAL MICAH L. MCGUIRE (18)

(In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Steven Myhre, AUSA Chris Arabia, Esq.

Nicholas Dickinson, AUSA

Nadia Ahmed, AUSA Erin Creegan, AUSA

JURY TRIAL JASON D. WOODS (19)

(In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Steven Myhre, AUSA Kristine Kuzemka, CJA

Nicholas Dickinson, AUSA

Nadia Ahmed, AUSA Erin Creegan, AUSA

Prepared Tuesday, April 12, 2016 9:08:38AM

MONDAY, MAY 2, 2016

PRESENT:

THE HONORABLE GLORIA M. NAVARRO, U.S. DISTRICT CHIEF JUDGE

Aaron Blazevich Araceli Bareng
Courtroom Administrator Law Clerk(s) Reporter/Recorder

8:30 A.M.

2:16-cr-00056-GMN-GWF UNITED STATES OF AMERICA

V.

JURY TRIAL DEVIN BASS (1)

(In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Phillip Smith, AUSA Jonathan Powell, CJA

Cristina Silva, AUSA Brandon Jaroch, AUSA

MONDAY, MAY 2, 2016

PRESENT:

THE HONORABLE GLORIA M. NAVARRO, U.S. DISTRICT CHIEF JUDGE

Aaron Blazevich Araceli Bareng
Courtroom Administrator Law Clerk(s) Reporter/Recorder

8:30 A.M.

2:16-cr-00064-GMN-PAL UNITED STATES OF AMERICA

V.

JURY TRIAL MARTIN SAGAGA LIO, JR. (1)

(On Bond)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Jared Grimmer, AUSA William Carrico, AFPD

Raquel Lazo, AFPD

MONDAY, MAY 2, 2016

PRESENT:

THE HONORABLE GLORIA M. NAVARRO, U.S. DISTRICT CHIEF JUDGE

Aaron Blazevich Araceli Bareng
Courtroom Administrator Law Clerk(s) Reporter/Recorder

8:30 A.M.

2:16-cr-00065-GMN-NJK UNITED STATES OF AMERICA

V.

JURY TRIAL SALVADOR GONZALEZ-SANCHEZ (1)

(In Custody)

COUNSEL FOR GOVERNMENT: COUNSEL FOR DEFENDANT:

Robert Bork, AUSA Ryan Norwood, Esq.

Robert Bork, AUSA